

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Francis C. Carroll

Serial No. 09/027,867

Filed: February 23, 1998

For: SPORTS SHOE CLEATS

Group Art Unit 3728

Examiner Marie Patterson



**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Hon. Commissioner of Patents and Trademarks
Washington, D. C. 20231

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated August 13, 2001 of the Primary Examiner finally rejecting Claims 2, 5, 10 and 22-30.

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The Appeal fee [\$320.00 (\$160.00, if qualified small entity)] is:

— Enclosed:

XX Not required (fee paid in prior appeal in this application with no final Board decision with remand to Examiner.)

— Petition is hereby made to the Commissioner of Patents and Trademarks to extend the period for filing this Notice of Appeal for one month, so as to expire _____. The fee for this extension is included in the attached check.

If a fee is required with regard to this Notice of Appeal, the Commissioner is hereby authorized to charge the fee or any additional fees which may be required (or credit any overpayment) to Deposit Account No. 26-0090.

Respectfully submitted,

Jim Zegeer, Reg. No. 18,957
Attorney for Applicant

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Date: November 13, 2001

In the event this paper is deemed not timely filed, the applicant hereby petitions for an appropriate extension of time. The fee for this extension may be charged to Deposit Account No. 26-0090 along with any other additional fees which may be required with respect to this paper.